

whose roads have been constructed since the year eighteen hundred and sixty-eight, or are now in process of construction in said county, for an amount of stock in the case of each company not exceeding two-fifths of its capital; provided, that the president of each turnpike road company, to which such subscription shall be made, shall furnish to the county commissioners a statement, under oath, that three-fifths of the stock of said company has been subscribed and fully paid up.

1872, ch. 93. 1874, ch. 36.

91. They are authorized to issue the bonds of the county to the amount of the stock subscribed to each of said companies, and to negotiate said bonds; provided, they shall not be sold for less than par; and they are further authorized to levy upon the assessable property of the county an amount sufficient to pay the annual interest upon said bonds, and the principal at maturity.

1888, ch. 211.

92. Whenever two-fifths of the capital stock of any turnpike company in Frederick county, chartered and organized after the fourth day of April, 1888, shall have been subscribed for and taken by responsible *bona fide* stockholders, the county commissioners of said county are authorized and empowered to subscribe for such portion of the remaining three-fifths of the said capital stock as they, in their discretion, may deem proper, in the name and for the benefit of said county, and shall be entitled to be represented, at all meetings of the stockholders of said company, by the county commissioners for the time being, or by such persons as may be duly authorized by them; provided, said roads so subscribed to shall be graded for a width of twenty feet, fourteen of which shall be covered with stone of an average depth of nine inches; provided, also, that in accordance with the provisions of article three, section fifty-four, of the constitution, this and the succeeding section shall be published in the newspapers printed in said county for two months before the election in 1889 for members of the house of delegates, and shall also be approved by a majority of all the members elected to each house of the general assembly at its session of 1890.